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**Attorneys for Plaintiffs**

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

ROMAN LINARES, INDIVIDUALLY, AND )  
AS SPECIAL ADMINISTRATOR OF THE )  
ESTATE OF DORA LINARES, DECEASED; )  
GUSTAVO NOGUERA; RANDOLF )  
MONTENEGRO; AND )  
DURELL MONTENEGRO, )

Plaintiffs, )

vs. )

THE GOODYEAR TIRE & RUBBER CO., )  
AND GOODYEAR DUNLOP TIRES NORTH )  
AMERICA, LTD., LLC, )

Defendants. )

CASE NO.: 2:10-CV-00631-RLH-PAL

**STIPULATION AND ORDER  
TO EXTEND DISCOVERY  
DEADLINES** (*Second Request*)

IT IS HEREBY STIPULATED AND AGREED by and between counsel for  
Plaintiffs and counsel for Defendants The Goodyear Tire & Rubber Co. and Goodyear

Dunlop Tires North America, Ltd., LLC (collectively "Defendants") that pursuant to Local Rules 6-1 and 26-4, the parties respectfully move this Court for an order extending the discovery deadlines in this matter as follows:

Pursuant to Local Rules 6-1 and 26-4, the parties state as follows:

(a) Discovery that has been completed:

The parties have exchanged written discovery and deposed Roman Linares and the investigating officer. The parties mediated this case on May 24, 2011 in Las Vegas, Nevada. The case did not settle at mediation. A second mediation has been scheduled for July 7, 2011.

(b) Discovery that remains outstanding:

Defendants wish to depose the driver of the vehicle involved in the subject accident and the three plaintiffs who have not yet been deposed. Plaintiffs wish to depose a nurse who was at the accident scene and other witnesses. Expert disclosures still need to be completed.

(c) The reasons why discovery remaining was not completed within the time limits set by the discovery plan:

During mediation, several technical issues arose as to the cause the tread/belt separation that occurred as described in Plaintiffs' latest Complaint. As a result of those questions, Goodyear sought to consult with its engineers and review its technical literature and design specifications for the subject tire and re-convene to mediate on July 7, 2011. Judge Whitehead will continue to serve as the mediator for the second mediation.

Plaintiffs' expert witness designation is presently due on July 8, 2011. Defendants' expert witness designation is presently due on August 9, 2011. Rebuttal experts are due on August 30, 2011. Due to the parties desire to continue mediating this

case, in an effort to resolve this matter, the parties seek to extend the expert witness designations in light of the upcoming mediation.

(d) A proposed schedule for completing all discovery:

The parties jointly request that the Court grant an extension to the following discovery deadlines as set forth in the Court's Scheduling Order dated April 7, 2011 (Document #32), as follows:

- (1) Discovery Cutoff. Discovery shall be completed by October 17, 2011.
- (2) Expert Disclosures. The disclosure of Plaintiffs' experts and expert reports shall occur on August 8, 2011. The disclosure of Defendants' experts and expert reports shall occur on September 9, 2011. The disclosure of rebuttal expert reports shall occur on September 30, 2011.
- (3) Dispositive Motions. The parties shall have until October 31, 2011 to file dispositive motions.
- (e) Pretrial Order. The pretrial order shall be filed by November 22, 2011.

In light of the foregoing, the parties respectfully submit that there is good cause for the Court to grant the requested extension.

DATED this \_\_\_\_ day of June 2011.

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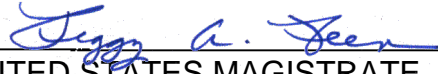
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*Attorneys for Plaintiffs*

**ORDER**

**IT IS SO ORDERED.**

DATED this 20th day of June, 2011.



UNITED STATES MAGISTRATE JUDGE

Respectfully Submitted,

By: /s/ John C. Ramsey

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